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INFORMATION DISCLOSUR STATEMENT

SERIAL NO. 10/650,648



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1

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I, Robert J. Ward, hereby certify that this paper (along with any paper and fees referred to as being attached or enclosed or actually enclosed) is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. 1.10 on the date indicated above, with sufficient postage, and is addressed as follows:

Mail Stop Amendment Commissioner for Patents

P.O. Box 1450

In re Application of:

Joseph Kessler, et al.

Serial No.:

10/650,648

Filing Date:

August 28, 2003

Group Art Unit:

2673

Examiner:

Gokhale, Sameer K.

For:

System and Method for Control

System Software

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Pursuant to 37 C.F.R. §1.97(b)(3), Applicants submit the art listed on the attached Form PTO-1449. Applicants submit

this Information Disclosure Statement in compliance with 37 C.F.R. §1.97(b)(3), as Applicants are filing this Information Disclosure Statement before the mailing of a first Office action on the merits.

Applicants respectfully request, pursuant to 37 C.F.R. \$\$1.56, 1.97 and 1.98, that the art listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Pursuant to 37 C.F.R. \$ 1.98, a copy of the referenced art is enclosed for the convenience of the Examiner, other than any U.S. patents and U.S. patent application publications. Furthermore, pursuant to 37 C.F.R. \$\$1.97(g) and (h), no representation is made that this art is material to patentability of the present application or that a search has been made.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner, and shall not be construed as a representation that Applicants or Applicant's attorneys have personal knowledge of the contents of the listed art or any events surrounding the listed art.

The Examiner is requested to initial the attached form PTO-1449, as indicated. It is respectfully requested that the Examiner then return to the undersigned a copy of the initialed and completed Form PTO-1449 that indicates the enclosed referenced art has been considered in its entirety.

No fees are believed to be due at this time. To the extent that any further fees, whatsoever, are required at any time during prosecution of this application, including petition and extension fees, the Commissioner is hereby authorized to charge payment of any additional fees, including any under 37 C.F.R. \$1.16 or 37 C.F.R. \$1.17, to Deposit Account No. 07-0153 and reference Attorney Docket No. 126239.1019. Please credit any overpayments to this same Deposit Account.

4

Please direct all correspondence to the practitioner listed below at Customer No. 32914.

Respectfully submitted,

Robert J. Ward

Registration No. 38,652

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ATTORNEY FOR APPLICANTS

April 19, 2006

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FORM PTO-1449

DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE

ATTY. DOCKET NO. 126239.1019

SERIAL NO. 10/650,648

LIST OF ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT Joseph Kessler, et al.

FILING DATE August 28, 2003 GROUP 2673

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| EXAMINER<br>INITIAL                   | DOCUMENT<br>NUMBER | ISSUE DATE    | NAME OF INVENTOR   | CLASS | SUBCLASS | FILING DATE (if appropriate) |
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|                                       | 4,904,993          | Feb. 27, 1990 | Sato               | 340   | 825.570  | Feb. 9, 1987                 |
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|                                       | 5,109,222          | Apr. 28, 1992 | Welty              | 340   | 825.72   | Mar. 27, 1989                |
|                                       | 5,119,479          | June 2, 1992  | Arai et al.        | 395   | 275      | Sep. 6, 1989                 |
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| INITIAL       | NUMBER    | ISSUE DATE    | NAME OF INVENTOR       | CLASS | SUBCLASS | (if appropriate) |
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|               | 5,452,291 | Sep. 19, 1995 | Eisenhandler et al.    | 370   | 54       | Nov. 30, 1993    |
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|               | 5,463,735 | Oct. 31, 1995 | Pascucci et al.        | 395   | 200.1    | Feb. 3, 1994     |
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|               | 5,481,750 | Jan. 2, 1996  | Parise et al.          | 395   | 800      | Sep. 1, 1994     |
| -             | 5,491,797 | Feb. 13, 1996 | Thompson et al.        | 395   | 200.03   | Nov. 30, 1992    |
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|               | 5,510,975 | Apr. 23, 1996 | Ziegler, Jr.           | 364   | 148      | Jul. 1, 1994     |
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|               | 5,519,875 | May 21, 1996  | Yokoyama et al.        | 395   | 800      | Aug. 10, 1992    |
|               | 5,528,215 | June 18, 1996 | Siu et al.             | 340   | 286.01   | May 31, 1994     |
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|               | 5,537,142 | Jul. 16, 1996 | Fenouil                | 348   | 12       | Oct. 20, 1993    |
|               |           | Jul. 16, 1996 | Belmont et al.         | 395   | 837      | Oct. 29, 1993    |
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|               | 5,557,723 | Oct. 15, 1996 | Knibbe                 | 340   | 825.06   | Oct. 11, 1994    |
|               | 5,565,855 | Oct. 15, 1996 | Ahmad                  | 348   | 7        | May 7, 1993      |
|               | 5,565,908 | Oct 22, 1996  | Yien et al.            | 370   | 110.1    | Apr. 17, 1995    |
| <del></del> - | 5,568,489 |               | Bertsch                | 340   | 825.07   | Nov. 22, 1994    |
|               | 5,570,085 | Oct. 29, 1996 | Judson                 | 395   | 793      | Oct. 19, 1995    |
|               | 5,572,643 | Nov. 5, 1996  |                        | 395   | 200.09   | Feb. 7, 1994     |
| -             | 5,583,994 | Dec. 10, 1996 | Rangan Chatwani et al. | 395   | 200.03   | June 7, 1995     |
|               | 5,586,267 | Dec. 17, 1996 |                        | 395   | 200.11   | May 19, 1994     |
|               | 5,592,626 | Jan. 7, 1997  | Papadimitriou et al.   | 326   | 41       | June 19, 1995    |
|               | 5,594,366 | Jan. 14, 1997 | Khong et al.           | 370   | 280      | Apr. 6, 1995     |
|               | 5,600,635 | Feb. 4, 1997  | Hamaki et al.          | 395   | 335      | May 18, 1995     |
|               | 5,630,079 | May 13, 1997  | McLaughlin             | 395   | 200      | Aug. 21, 1995    |
|               | 5,634,011 | May 27, 1997  | Auerbach               |       | 10       |                  |
|               | 5,648,813 | Jul. 15, 1997 | Tanigawa et al.        | 348   |          | Oct. 20, 1994    |
|               | 5,657,221 | Aug. 12, 1997 | Warman et al.          | 364   | 188      | Nov. 4, 1994     |
|               | 5,675,756 | Oct. 7, 1997  | Benton et al.          | 395   | 349      | Nov. 29, 1995    |
|               | 5,687,393 | Nov. 11, 1997 | Brown et al.           | 395   | 849      | June 7, 1995     |
|               | 5,699,532 | Dec. 16, 1997 | Barrett et al.         | 395   | 309      | May 1, 1996      |
| <del></del> . | 5,706,455 | Jan. 6, 1998  | Benton et al.          | 395   | 348      | Nov. 28, 1995    |
|               | 5,710,755 | Jan. 20, 1998 | Chen                   | 370   | 24       | Nov. 15, 1993    |
|               | 5,720,032 | Feb. 17, 1998 | Picazo, Jr. et al.     | 395   | 200.2    | Jan. 28, 1997    |
|               | 5,724,574 | Mar. 3, 1998  | Stratigos et al.       | 395   | 610      | Apr. 2, 1996     |
|               | 5,732,257 | Mar. 24, 1998 | Atkinson et al.        | 395   | 604      | Sep. 13, 1995    |
|               | 5,737,529 | Apr. 7, 1998  | Dolin, Jr. et al.      | 395   | 200.18   | Apr. 12, 1996    |
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|               | 5,739,760 | Apr. 14, 1998 | Hatakeyama             | 340   | 825.15   | Nov. 6, 1995     |
|               | 5,740,231 | Apr. 14, 1998 | Cohn et al.            | 379   | 89       | Sep. 16, 1994    |
|               | 5,742,762 | Apr. 21, 1998 | Scholl et al.          | 395   | 200.3    | May 19, 1995     |
|               | 5,754,255 | May 19, 1998  | Takamori               | 348   | 705      | Mar. 20, 1995    |
|               | 5,764,155 | June 9, 1998  | Kertesz et al.         | 340   | 825.08   | Apr. 3, 1996     |
|               | 5,805,812 | Sep. 8, 1998  | Fish et al.            | 395   | 200.38   | May 15, 1996     |
|               | 5,812,122 | Sep. 22, 1998 | Ng                     | 345   | 326      | Dec. 14, 1995    |
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| INITIAL       | NUMBER    | ISSUE DATE    | NAME OF INVENTOR   | CLASS | SUBCLASS | (if appropriate) |
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| <del></del>   | 5,815,516 | Sep. 29, 1998 | Aaker et al.       | 371   | 53       | Apr. 5, 1996     |
| ***           | 5,815,703 | Sep. 29, 1998 | Copeland et al.    | 395   | 613      | June 28, 1996    |
|               | 5,835,126 | Nov. 10, 1998 | Lewis              | 348   | 8        | Mar. 15, 1996    |
| · <del></del> | 5,848,054 | Dec. 8, 1998  | Mosebrook et al.   | 370   | 226      | Feb. 7, 1996     |
|               | 5,857,199 | Jan. 5, 1999  | Tamano et al.      | 707   | 104      | Mar. 17, 1995    |
|               | 5,867,484 | Feb. 2, 1999  | Shaunfield         | 370   | 254      | Jan. 31, 1997    |
|               | 5,886,894 | Mar. 23, 1999 | Rakoff             | 364   | 132      | Mar. 28, 1995    |
| -             | 5,892,924 | Apr. 6, 1999  | Lyon et al.        | 395   | 200.75   | Jan. 31, 1996    |
|               | 5,896,382 | Apr. 20, 1999 | Davis et al.       | 370   | 401      | Nov. 19, 1996    |
|               | 5,907,837 | May 25, 1999  | Ferrel et al.      | 707   | 3        | Nov. 17, 1995    |
|               | 5,909,570 | June 1, 1999  | Webber             | 395   | 500      | June 9, 1997     |
| ·             | 5,910,954 | June 8, 1999  | Bronstein et al.   | 370   | 401      | Aug. 13, 1997    |
|               | 5,918,022 | June 29, 1999 | Batz et al.        | 395   | 200.66   | Sep. 28, 1998    |
|               | 5,920,694 | Jul. 6, 1999  | Carleton et al.    | 395   | 200.35   | Apr. 7, 1997     |
|               | 5,922,050 | Jul. 13, 1999 | Madany             | 709   | 222      | Jul. 2, 1996     |
| <del> </del>  | 5,926,187 | Jul. 20, 1999 | Kim                | 345   | 435      | Oct. 18, 1996    |
|               | 5,935,003 | Aug. 10, 1999 | Stephens et al.    | 463   | 31       | Dec. 6, 1996     |
|               | 5,940,387 | Aug. 17, 1999 | Humpleman          | 370   | 352      | June 17, 1997    |
|               | 5,943,064 | Aug. 24, 1999 | Hong               | 345   | 502      | Nov. 15, 1997    |
|               | 5,956,487 | Sep. 21, 1999 | Venkatraman et al. | 395   | 200.48   | Oct. 25, 1996    |
|               | 5,957,985 | Sep. 28, 1999 | Wong et al.        | 701   | 33       | Dec. 16. 1996    |
|               | 5,959,536 | Sep. 28, 1999 | Chambers et al.    | 340   | 636      | Oct. 15, 1996    |
|               | 5,968,116 | Oct. 19, 1999 | Day, II et al.     | 709   | 202      | Aug. 22, 1997    |
|               | 5,977,989 | Nov. 2, 1999  | Lee et al.         | 345   | 503      | Sep. 2, 1997     |
| ·             | 5,982,445 | Nov. 9, 1999  | Eyer et al.        | 348   | 461      | Oct. 21, 1996    |
|               | 5,995,753 | Nov. 30, 1999 | Walker             | 395   | 702      | Nov. 12, 1997    |
| <del></del>   | 5,996,022 | Nov. 30, 1999 | Krueger et al.     | 709   | 247      | Apr. 7, 1997     |
|               | 6,005,861 | Dec. 21, 1999 | Humpleman          | 370   | 352      | Mar. 3, 1999     |
|               | 6,008,735 | Dec. 28, 1999 | Chiloyan et al.    | 340   | 825.22   | Feb. 3, 1997     |
|               | 6,012,113 | Jan. 4, 2000  | Tucker             | 710   | 64       | May 2, 1997      |
|               | 6,021,433 | Feb. 1, 2000  | Payne et al.       | 709   | 219      | Jan. 24, 1997    |
|               | 6,023,762 | Feb. 8, 2000  | Dean et al.        | 713   | 193      | Jul. 9, 1997     |
|               | 6,029,092 | Feb. 22, 2000 | Stein              | 700   | 11       | Nov. 21, 1996    |
|               | 6,038,668 | Mar. 14, 2000 | Chipman et al.     | 713   | 201      | Jul. 22, 1998    |
|               | 6,049,821 | Apr. 11, 2000 | Theriault et al.   | 709   | 203      | Jan. 24, 1997    |
|               | 6,049,828 | Apr. 11, 2000 | Dev et al.         | 709   | 224      | Sep. 15, 1998    |
| <del></del>   | 6,052,683 | Apr. 18, 2000 | Irwin              | 707   | 8        | Feb. 24, 1998    |
|               | 6,055,236 | Apr. 25, 2000 | Nessett et al.     | 370   | 389      | Mar. 17, 1999    |
|               | 6,055,368 | Apr. 25, 2000 | Kunioka            | 395   | 500.34   | Jul. 24, 1996    |
|               | 6,061,602 | May 9, 2000   | Meyer              | 700   | 83       | Jun. 23, 1998    |
| <del></del>   | 6,061,717 | May 9, 2000   | Carleton et al.    | 709   | 205      | Mar. 31, 1997    |
|               | 6,075,776 | Jun. 13, 2000 | Tanimoto et al.    | 370   | 254      | Jun. 6, 1997     |
| <del></del>   | 6,078,747 | Jun. 20, 2000 | Jewitt             | 395   | 712      | Jan. 5, 1998     |
|               | 6,078,952 | Jun. 20, 2000 | Fielding et al.    | 709   | 221      | Aug. 1, 1997     |
| <del></del>   | 6,085,238 | Jul. 4, 2000  | Yuasa et al.       | 709   | 223      | Apr. 22, 1997    |
|               | 6,085,243 | Jul. 4, 2000  | Fletcher et al.    | 709   | 224      | Dec. 13, 1996    |
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| INITIAL                                | NUMBER    | ISSUE DATE                 | NAME OF INVENTOR              | CLASS | SUBCLASS | (if appropriate) |
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|  | 6,108,696 | Aug. 22, 2000              | Mendhekar et al.              | 709   | 217      | Nov. 14, 1997    |
|  | 6,115,713 | Sep. 5, 2000               | Pascucci et al.               | 707   | 10       | Aug. 30, 1996    |
|  | 6,121,593 | Sep. 19, 2000              | Mansbery et al.               | 219   | 679      | Aug. 19, 1998    |
|  | 6,133,847 | Oct. 17, 2000              | Yang                          | 340   | 825.22   | Oct. 9, 1997     |
|  | 6,144,993 | Nov. 7, 2000               | Fukunaga et al.               | 709   | 208      | Dec. 1, 1997     |
| •                                      | 6,160,796 | Dec. 12, 2000              | Zou                           | 370   | 257      | Jan. 6, 1998     |
| -                                      | 6,161,133 | Dec. 12, 2000              | Kikinis                       | 709   | 220      | Oct. 19, 1998    |
|  | 6,161,145 | Dec. 12, 2000              | Bainbridge et al.             | 709   | 246      | May 8, 1997      |
|  | 6,167,567 | Dec. 26, 2000              | Chiles et al.                 | 717   | 11       | May 5, 1998      |
|  | 6,175,920 | Jan. 16, 2001              | Schanze                       | 713   | 150      | Feb. 20, 1998    |
|  | 6,192,282 | Feb. 20, 2001              | Smith et al.                  | 700   | 19       | Sep. 30, 1997    |
|  | 6,195,688 | Feb. 27, 2001              | Caldwell et al.               | 709   | 208      | May 7, 1998      |
|  | 6,198,479 | Mar. 6, 2001               | Humpleman et al.              | 345   | 329      | Jun. 24, 1998    |
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|  | 6,240,554 | May 29, 2001               | Fenouil                       | 725   | 105      | Oct. 18, 1994    |
|  | 6,241,156 | Jun. 5, 2001               | Kline et al.                  | 236   | 49.3     | Aug. 18, 2000    |
|  | 6,259,707 | Jul. 10, 2001              | Dara-Abrams                   | 370   | 486      | Oct. 30, 1998    |
|  | 6,260,069 | Jul. 10, 2001              | Anglin                        | 709   | 229      | Feb. 10, 1998    |
|  | 6,266,339 | Jul. 24, 2001              | Donahue et al.                | 370   | 432      | May 13, 1999     |
|  | 6,272,134 | Aug. 7, 2001               | Bass et al.                   | 370   | 390      | Nov. 20, 1997    |
| ···                                    | 6,288,716 | Sep. 11, 2001              | Humpleman et al.              | 345   | 329      | Jun. 24, 1998    |
|  | 6,292,901 | Sep. 18, 2001              | Lys et al.                    | 713   | 300      | Dec. 17, 1998    |
|  | 6,310,879 | Oct. 30, 2001              | Zhou et al.                   | 370   | 397      | May 6, 1997      |
|  | 6,330,238 | Dec. 11, 2001              | Ooe                           | 370   | 390      | Oct. 9, 1998     |
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|  | 6,342,906 | Jan. 29, 2002              | Kumar et al.                  | 345   | 751      | Feb. 2, 1999     |
| <del></del>                            | 6,360,270 | Mar. 19, 2002              | Cherkasova et al.             | 709   | 229      | Nov. 16, 1998    |
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|  | 6,437,691 | Aug. 20, 2002              | Sandelman et al.              | 340   | 506      | May 24, 2000     |
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|  | 6,469,695 | Oct. 22, 2002              | White                         | 345   | 173      | Jan. 28, 1999    |
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|  | 6,484,061 | Nov. 19, 2002              | Papadopoulos et al.           | 700   | 83       | Dec. 15, 2000    |
|  | 6,484,149 | Nov. 19, 2002              | Jammes et al.                 | 705   | 26       | Oct. 10, 1997    |
| ****                                   | 6,496,927 | Dec. 17, 2002              | McGrane et al.                | 713   | 1        | Jun. 9, 1999     |
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